

Kabateck Brown Kellner, LLP
644 South Figueroa Street
Los Angeles, California 90017
(213) 217-5000
FAX (213) 217-5010

KABATECK BROWN KELLNER LLP

BRIAN S. KABATECK, ESQ. / BAR #152054
RICHARD L. KELLNER, ESQ. / BAR #171416
644 South Figueroa Street
Los Angeles, CA 90017
Telephone: (213) 217-5000
Facsimile: (213) 217-5010
Email: bsk@kbklawyers.com

KHORRAMI POLLARD & ABIR LLP

SHAWN KHORRAMI, ESQ. / BAR #180411
DYLAN POLLARD, ESQ. / BAR #180306
444 So. Flower Street, Thirty-Third Floor
Los Angeles, CA 90071
Telephone: (213) 596-6000
Facsimile: (213) 596-6010
Email: dpollard@kpalawyers.com

Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)**

| | |
|-------------------------------|---------------------------------|
| IN RE: BEXTRA AND CELEBREX |) MDL CASE NO.: 05-CV-1699 |
| MARKETING SALES PRACTICES AND |) |
| PRODUCT LIABILITY LITIGATION |) |
| _____ |) |
| ANNEN, et al., |) CASE NO. CGC-06-456869 |
| |) MDL Case No. 07-0953 CRB |
| |) |
| Plaintiffs, |) STIPULATION AND ORDER OF |
| |) DISMISSAL WITH PREJUDICE |
| vs. |) AS TO PLAINTIFF ROSALIE TATAY |
| |) |
| PFIZER, INC., et al. |) |
| |) |
| Defendants. |) |
| _____ |) |

COME NOW, Plaintiff ROSALIE TATAY and Defendants PFIZER, INC., et al., by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE
AS TO PLAINTIFF ROSALIE TATAY**

1 hereby stipulate to the dismissal of Plaintiff ROSALIE TATAY from this action, with prejudice,
2 each side bearing its own attorney's fees and costs.

3
4 Respectfully submitted,

5 Dated: September 24 2009

KABATECK BROWN KELLNER LLP

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8 By: 

Brian S. Kabateck, Esq.

Attorneys for Plaintiff ROSALIE TATAY

9
10
11 Dated: October 27, 2009

DLA PIPER LLP

12
13 By: /s/

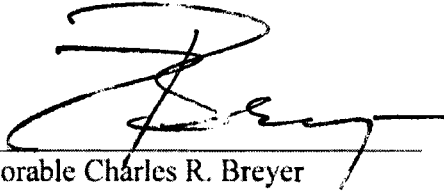
Matthew A. Holian

Attorney for Defendants PFIZER, INC., et al.

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15
16 **ORDER**

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18 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS**
19 **SO ORDERED.**

20
21 Dated: OCT 29 2009


Honorable Charles R. Breyer
United States District Court